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USPN 10/009,890
Docket No. 21195.PUS
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re of the Application of

Stefan Schmidt

Serial Number: 10/009,890

Filed: April 8, 2002

For: ARRANGEMENT FOR OPTICAL
EVALUATION OF AN OBJECT
ARRAY

Group Art Unit: 2877

Examiner: Layla G. Lauchman

RENEWED PETITION TO REVIVE UNDER 37 CFR 1.137(b)

Hon. Commissioner of Patents
and Trademarks
Mail stop: Petitions
Alexandria, VA 22313-1450

Dear Sir:

The undersigned hereby files a renewed petition for reconsideration that the above-identified application be revived under the provisions of Rule 37 CFR 1.137(b). The above-identified application became abandoned for failure to reply to a notice of non-compliant amendment or action by the United States Patent and Trademark Office. With the last petition for revival, Applicant filed under separate cover, a copy of a prior amendment with the proper claim language identifiers.

Once again, Applicant reiterates that:

(1) The abandonment was completely unintentional, and

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01 FC:1453 1620.00 DA
09/10/2009 CKHLUK 00000003 180990 10009890
01 FC:1252 490.00 DA

09/10/2009 CKHLUK 00000004 180990 10009890
01 FC:1254 1730.00 DA

reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional' without requiring further information in the vast majority of petitions under 37 C.F.R. § 1.137(b)."

Applicant believes that it acted in good faith and with candor both in periods (1) and (2) as per Applicant's conversations with the Examiner and also immediately upon the finding after the internal docket audit and the discovery of the abandonment and in filing the grantable petition.


(1) Please charge the petition fee under 37 CFR 1.17(m) of \$ 1,500.⁰⁰ to our **Deposit Account No. 18-0990**.

(2) Also charge extension of time fees under 37 C.F.R. 1.136(a) to the above-identified deposit account.

(3) Since this utility plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

(4) The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Respectfully submitted,



Eugene Renz, Jr. Reg. No. 19,557
Isaac Angres, Reg. No. 29,765

Date: August 18, 2009
(610) 565-6090